

To: Sisk, Richard[Sisk.Richard@epa.gov]
From: Nathan M. Longenecker
Sent: Tue 5/12/2015 10:11:26 PM
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Ok. Thanks for the clarification.

From: Sisk, Richard [mailto:Sisk.Richard@epa.gov]
Sent: Tuesday, May 12, 2015 4:03 PM
To: Nathan M. Longenecker
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Nathan – EPA tries to avoid entering access agreements, so use of the term “agree” may make folks think the consent for access is an access agreement.

Richard Sisk
Attorney
U.S. EPA Region 8
ENF-L
1595 Wynkoop
Denver, CO 80202-1129

Phone: 303-312-6638
Fax: 303-312-6409
E-mail: sisk.richard@epa.gov

NOTICE: The information contained in this e-mail is intended only for the use of the recipient(s) named above. This message and any attachments may contain confidential or privileged information. If the reader is not the intended recipient or an agent responsible for delivering it to the intended recipient, you have received this document in error and any review, dissemination, disclosure, distribution, use, or copying of the contents of this message is strictly prohibited. If you have received this communication in error, please notify me immediately by e-mail or telephone and destroy all copies of the original message and any attachments.

From: Nathan M. Longenecker [mailto:Nathan.Longenecker@Kinross.com]
Sent: Tuesday, May 12, 2015 3:09 PM
To: Sisk, Richard
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Richard – Why is EPA unwilling to “agree” to the document?

From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]
Sent: Tuesday, May 12, 2015 2:45 PM
To: Nathan M. Longenecker
Cc: Rudy, Michael; Schmittiel, Paula; Fagen, Elizabeth; Peterson, Cynthia
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Nathan – Thanks for agreeing to most of our edits. I see you added back the word “agreed” where you would like the RPM to sign. We aren’t willing to have the RPM sign if agreed remains in that provision. Otherwise, EPA can live with the other conditions SGC wants as part of the consent for access.

Give me a call if you would like to discuss.

Richard Sisk
Attorney
U.S. EPA Region 8
ENF-L
1595 Wynkoop
Denver, CO 80202-1129

Phone: 303-312-6638
Fax: 303-312-6409
E-mail: sisk.richard@epa.gov

NOTICE: The information contained in this e-mail is intended only for the use of the recipient(s) named above. This message and any attachments may contain confidential or privileged information. If the reader is not the intended recipient or an agent responsible for delivering it to the intended recipient, you have received this document in error and any review, dissemination, disclosure, distribution, use, or copying of the contents of this message is strictly prohibited. If you have received this communication in error, please notify me immediately by e-mail or telephone and destroy all copies of the original message and any attachments.

From: Nathan M. Longenecker [<mailto:Nathan.Longenecker@Kinross.com>]
Sent: Monday, May 11, 2015 12:05 PM
To: Sisk, Richard
Cc: Rudy, Michael; Schmittiel, Paula; Fagen, Elizabeth; Peterson, Cynthia
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Richard,

Attached are some minor edits to your redraft. If these are acceptable to EPA, let me know and I will sign and send it over.

Thanks,

Nathan

From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]
Sent: Tuesday, May 05, 2015 4:09 PM
To: Nathan M. Longenecker
Cc: Rudy, Michael; Schmittiel, Paula; Fagen, Elizabeth; Peterson, Cynthia
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Nathan – Attached is a redraft of the Consent for Access. For this redraft, I accepted all the changes that you suggested and then redlined my suggested edits over that version. Let me know what you think and if you want to discuss.

On the AOC, we are still gathering comments and edits from the Agencies on a draft. I hope to know in the next day or so when I may be able to get a draft to you.

Thanks

Richard Sisk
Attorney
U.S. EPA Region 8
ENF-L
1595 Wynkoop
Denver, CO 80202-1129

Phone: 303-312-6638
Fax: 303-312-6409
E-mail: sisk.richard@epa.gov

NOTICE: The information contained in this e-mail is intended only for the use of the recipient(s) named above. This message and any attachments may contain confidential or privileged information. If the reader is not the intended recipient or an agent responsible for delivering it to the intended recipient, you have received this document in error and any review, dissemination, disclosure, distribution, use, or copying of the contents of this message is strictly prohibited. If you have received this communication in error, please notify me immediately by e-mail or telephone and destroy all copies of the original message and any attachments.

From: Nathan M. Longenecker [<mailto:Nathan.Longenecker@Kinross.com>]

Sent: Tuesday, May 05, 2015 1:54 PM

To: Sisk, Richard

Subject: FW: Sampling points for Upper Animas Sampling Event, Week of May 11

Richard,

Please let me know when you would like to discuss the Consent.

Also, would you please update me as to status of the draft legal agreement?

Thank you,

Nathan

Nathan Longenecker

Vice President and General Counsel

Sunnyside Gold Corporation

5075 South Syracuse Street, Suite 800

Denver, CO 80237

303-718-4508 | nathan.longenecker@kinross.com

From: Schmittdiel, Paula [<mailto:Schmittdiel.Paula@epa.gov>]
Sent: Tuesday, May 05, 2015 1:48 PM
To: Pat Maley; Nathan M. Longenecker
Cc: Brent Lewis (b1lewis@blm.gov); bhansen@formationenv.com; Larry Perino; Wall, Dan; Fagen, Elizabeth; Sisk, Richard
Subject: RE: Sampling points for Upper Animas Sampling Event, Week of May 11

Pat – Tomorrow morning between 10:00 and noon would be the best time for Liz Fagen, Dan Wall and myself to discuss the technical portions of SGC's sampling plans for next week. It would be best to let Richard Sisk and Nathan Longenecker discuss any legal aspects of the Consent for Access separately. Please let Liz and I know if tomorrow AM works for SGC. Thank you.

Paula Schmittdiel

Remedial Project Manager

U.S. Environmental Protection Agency

1595 Wynkoop St.

Denver, CO 80202

Office: 303-312-6861

Fax: 303-312-7151

Cell: 720-951-0795

From: Pat Maley [<mailto:Pat.Maley@Kinross.com>]
Sent: Tuesday, May 05, 2015 10:48 AM
To: Schmittdiel, Paula; Nathan M. Longenecker
Cc: Brent Lewis (b1lewis@blm.gov); bhansen@formationenv.com; Larry Perino

Subject: Sampling points for Upper Animas Sampling Event, Week of May 11

Paula,

As discussed, the map and spreadsheet describing the sampling points for next week is attached.

The SAP and QAPP are also nearing completion and will be forwarded as soon as possible.

I'd like to discuss logistics with you later today, if you are available.

Thanks,

Pat

**Pat Maley
Director, Environment
Sunnyside Gold Corporation
5075 South Syracuse Street, Suite 800**

Denver, CO 80237

Direct: 303-802-1449

Cell: 775-240-1288